

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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FREDERICK BURTON, :
Individually and On Behalf of All Others :
Similarly Situated, : 08 CV 3037 (LAP)

Plaintiff, :

vs. : NOTICE OF APPEARANCE

MERRILL LYNCH & CO., INC. and MERRILL :
LYNCH, PIERCE, FENNER & SMITH INC., :
Defendants. :
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Please take notice that the undersigned of the law firm of Skadden, Arps, Slate,
Meagher & Flom LLP is hereby entering an appearance as counsel of record for Merrill Lynch & Co., Inc.
and Merrill Lynch, Pierce, Fenner & Smith Incorporated.

Dated: New York, New York
April 1, 2008

/s/ Scott D. Musoff
Scott D. Musoff (smusoff@skadden.com)
SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
Four Times Square
New York, New York 10036
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Attorneys for Defendants
Merrill Lynch & Co., Inc. and
Merrill Lynch, Pierce, Fenner & Smith
Incorporated

CERTIFICATE OF SERVICE

The undersigned, an attorney duly admitted to practice law before this Court, hereby certifies under penalty of perjury, that on April 1, 2008, I caused a true copy of the *Notice of Appearance* to be served upon the following party by first-class mail:

Noman E. Siegal
Stueve Siegel Hanson LLP
460 Nichols Road
Suite 200
Kansas City, MO 64112

Dated: New York, New York
April 1, 2008


Steven R. Katzenstein